



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/764,995	01/26/2004	Philip Stephen Smith	PA0959.ap.US	6766
75035	7590	08/03/2009	EXAMINER	
Mark A> Litman and Associates, P.A.			MOSSER, ROBERT E	
York Business Center				
3209 w. 76th Street			ART UNIT	PAPER NUMBER
Suite 205			3714	
Edina, MN 55435				
			MAIL DATE	DELIVERY MODE
			08/03/2009	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



**United States Patent and Trademark Office**

**Under Secretary of Commerce for Intellectual Property and  
Director of the United States Patent and Trademark Office**  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

MARK A> LITMAN AND ASSOCIATES, P.A.  
YORK BUSINESS CENTER  
3209 W. 76TH STREET  
SUITE 205  
EDINA, MN 55435

Appeal No: 2009-013504  
Application: 10/764,995  
Appellant: Philip Stephen Smith et al.

## **Board of Patent Appeals and Interferences Docketing Notice**

Application 10/764,995 was received from the Technology Center at the Board on July 27, 2009 and has been assigned Appeal No: 2009-013504.

A review of the file indicates that the following documents have been filed by appellant:

Appeal Brief filed on: September 26, 2008  
Reply Brief filed on: March 02, 2009  
Request for Hearing filed on: NONE

In all future communications regarding this appeal, please include both the application number and the appeal number.

The mailing address for the Board is:

BOARD OF PATENT APPEALS AND INTERFERENCES  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

The facsimile number of the Board is 571-273-0052. Because of the heightened security in the Washington D.C. area, facsimile communications are recommended. Telephone inquiries can be made by calling 571-272-9797 and should be directed to a Program and Resource Administrator.

By order of the Board of Patent Appeals and Interferences.